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**TO:** Examiner Arun K. Chakrabarti  
**FAX:**

**OFFICIAL**

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**FROM:** J. Scott Elmer, Director  
**TELEPHONE:** (901) 495-2342

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**Re:** Appln. No. 10/054,225; Filed: November 13, 2001  
For: DIAGNOSTIC ASSAY FOR ANTIBIOTIC TOLERANCE  
Inventors: Robyn M. Atkinson *et al*  
Our Ref: SJ-01-0022

Response to Office Action



Office No. SJ-01-0022

THE "RECEIVED" STAMPE OF THE PATENT AND TRADEMARK OFFICE  
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Description of Paper\* and No.: Cover letter (1 pg); Response to Office Action (5 pgs).

Name of Applicant(s): Robyn M. Atkinson and Elaine I. Tuomanen

Atty: J. Scott Elmer

Date: December 13, 2002

\*with Certificate of Express Mailing No. EL321868917US



**St. Jude Children's  
Research Hospital**

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OFFICE OF TECHNOLOGY LICENSING

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EL321868917US



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PATENT TRADEMARK OFFICE

December 13, 2002

Honorable Commission of Patents and Trademarks  
Washington, D.C. 20231

Re: Appl. No. 10/054,225; Filed: November 13, 2001  
For: DIAGNOSTIC ASSAY FOR ANTIBIOTIC TOLERANCE  
Inventors: Robyn M. Atkinson, *et al*  
Our Ref: SJ-01-0022

Sir:

The following document is forwarded herewith for appropriate action by the U.S.  
Patent and Trademark Office:

1. Response to Office Action under 37 C.F.R. §1.111;
2. A self-addressed and stamped return postcard; and
3. Certificate of express mailing no. EL 321 868 917 US

No fee is believed to be required for consideration of this submission. If applicants  
are incorrect and a fee is required the Commissioner is hereby authorized to charge such fee  
to Deposit Account No. 501968.

Regards,

J. Scott Elmer  
Reg. No. 36,129  
Director, Office of Technology Licensing

JSE:rdm  
Enclosures

332 NORTH LAUDERDALE ST. • MEMPHIS, TN 38105-2794

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Regina D. McKinney

Type or Print Name

Signature

Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Atkinson *et al.*

Serial No. 10/054,225

Filed: November 13, 2001

For: Diagnostic Assay for Antibiotic  
Tolerance

Art Unit: 1634

Examiner: Arunk Chakrabarti

Atty Docket: SJ-01-0022

**RESPONSE TO NONFINAL  
OFFICE ACTION UNDER 37 C.F.R. §1.111**Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

In response to the Nonfinal Office Action dated November 25, 2002, Applicants respectfully request reexamination and reconsideration of the above-identified application in view of the following remarks.